

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION

MAGGIE MUJAHID, )  
Plaintiff, )  
v. )  
CITY OF KANSAS CITY, )  
MISSOURI, )  
Defendant. )  
Case No. 4:19-cv-354

## **NOTICE OF REMOVAL**

Pursuant to 28 U.S.C. §§ 1441 and 1446(d), Defendant City of Kansas City, Missouri (“City”) hereby gives notice of the removal of this action from the Circuit Court of Jackson County, Missouri, at Kansas City to the United States District Court for the Western District of Missouri, Western Division. In support of this Notice of Removal, the City states the following:

1. On or about February 16, 2019, Plaintiff Maggie Mujahid commenced this action against the City in the Circuit Court of Jackson County, Missouri (Case No. 1916-CV04435).
2. Plaintiff served the City with the Summons and Petition on April 3, 2019.
3. Plaintiff's petition is a civil action that includes a state law claim (Count V) and four federal claims (Counts I-IV) made pursuant to the Americans with Disabilities Act of 1990 (ADA, 42 U.S.C. § 12101 *et seq.*); Title VII of the Civil Rights

Act of 1964 (Title VII, 42 U.S.C. § 2000e *et seq.*), Civil Rights Act of 1866 (Section 1981, 42 U.S.C. § 1981), and Age Discrimination in Employment Act of 1967 (ADEA, 29 U.S.C. § 621 *et seq.*)

4. Removal is proper because these claims arise under federal law and are ones in which the U.S. District Court has original jurisdiction.

5. The U.S. District Court for the Western District of Missouri is the appropriate court for filing of a notice of removal from the Circuit Court of Jackson County, Missouri where the action was commenced and is pending.

6. Accordingly, City seeks to remove this action to the U.S. District Court for the Western District of Missouri.

7. Thirty days have not expired since Defendant was served with a copy of the summons and petition.

8. Immediately upon filing this notice of removal, Defendant will file a copy of this notice with the clerk of the Circuit Court of Jackson County, Missouri and provide written notice to Plaintiff.

9. Copies of all process, pleadings, and orders served upon the City in the action are attached. (Exhibit A)

10. The City reserves the right to amend or supplement this Notice of Removal.

11. Removing this action to federal court does not indicate an admission of any of the averments or allegations made by Plaintiff, nor does it waive the right to assert any and all defenses.

WHEREFORE, Defendant City of Kansas City, Missouri, gives notice of the removal of this action from the Circuit Court of Jackson County, Missouri to this Court.

Respectfully submitted,

OFFICE OF THE CITY ATTORNEY

By: /s/ Bret Kassen  
Bret R. Kassen, #58967  
Assistant City Attorney  
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**ATTORNEYS FOR DEFENDANT CITY  
OF KANSAS CITY, MISSOURI**

**CERTIFICATE OF SERVICE**

I hereby certify that on May 3, 2019, I electronically filed the foregoing Notice of Removal with the Clerk of the Court using the CM/ECF system which will automatically send e-mail notification to all CM/ECF participants of record in this case. Service of this Notice of Removal was also made by U.S. mail, postage prepaid, to Plaintiff's attorney Gerald Gray II at:

Gerald Gray II  
G. Gray Law, LLC  
104 W. 9th Street  
Suite 401  
Kansas City, Missouri 64105

/s/ Bret Kassen  
Attorney for Defendant

